

FILED
UNITED STATES DISTRICT COURT
DISTRICT OF NEW MEXICO

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IN THE UNITED STATES DISTRICT COURT

FOR THE DISTRICT OF NEW MEXICO

UNITED STATES OF AMERICA,

Plaintiff,

v.

JASON KERNS,

Defendant.

CRIMINAL NO. 05-1776JK

COUNT 1:

18 U.S.C. § 32(a)(1):

Destruction of Aircraft or Aircraft
Facilities;

49 U.S.C. § 46501(2)(C): Special
Aircraft Jurisdiction of the United
States;

COUNT 2 and 3: 18 U.S.C. §
32(a)(5) Destruction of Aircraft or
Aircraft Facilities;

COUNTS 3 and 4: 18 U.S.C. §
924(c)(1)(A)(iii); Use of a Firearm
During and in Relation to a Crime of
Violence (Discharge)

REDACTED

INDICTMENT

The Grand Jury charges:

COUNT 1

On or about August 6, 2005, within the special aircraft jurisdiction of the United States, in Bernalillo County, in the State and District of New Mexico, the defendant, **JASON KERNS**, did willfully damage an aircraft, Bernalillo County Sheriff's Department Helicopter, Metro One.

In violation of 18 U.S.C. § 32(a)(1) and 49 U.S.C. § 46501 (2)(C).

COUNT 2

On or about August 6, 2005, in Bernalillo County, in the State and District of New Mexico, the defendant, **JASON KERNS**, did willfully perform and attempt to perform an act of violence against Chris Holland, pilot of Bernalillo County Sheriff's Department Metro One Helicopter, and the act of violence, to wit: firing rifle shots at Metro One Helicopter while it was in flight and was likely to endanger the safety of Metro One Helicopter.

In violation of 18 U.S.C. §§ 32(a)(5) and (7).

COUNT 3

On or about August 6, 2005, in Bernalillo County, in the State and District of New Mexico, the defendant, **JASON KERNS**, did willfully perform and attempt to perform an act of violence against Bernalillo County Deputy Sheriff W. Pfefferie, a spotter aboard Bernalillo County Sheriff's Department Metro One Helicopter, and the act of violence, to wit: firing rifle shots at Metro One Helicopter while it was in flight and was likely to endanger the safety of Metro One Helicopter.

In violation of 18 U.S.C. §§ 32(a)(5) and (7).

COUNT 4

On or about August 6, 2005, in Bernalillo County, in the State and District of New Mexico, the defendant **JASON KERNS**, knowingly used and discharged a firearm, a Rifle, during and in relation to a crime of violence, for which he may be prosecuted in a court of the United States, to wit: 18 U.S.C. § 32 (a)(5): Destruction of Aircraft or

